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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/528,687	03/21/2005	Marie-Christine Wolf	PA/4-32689A	4645
67283 7590 12/22/2008 MONTGOMERY, MCCrackEN, WALKER & RHOADS, LLP 123 SOUTH BROAD STREET AVENUE OF THE ARTS PHILADELPHIA, PA 19109				
EXAMINER SASAN, ARADHANA				
ART UNIT 1615		PAPER NUMBER		
MAIL DATE 12/22/2008		DELIVERY MODE PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10528687	3/21/2005	WOLF ET AL.	PA/4-32689A

EXAMINER

ARADHANA SASAN

ART UNIT	PAPER
1615	20081217

DATE MAILED:

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Commissioner for Patents

The reply filed on 09/29/08 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Pages 9-11 of the Office Action mailed on 04/30/08 recited provisional non-statutory double patenting rejections of instant claims 1-13. In the response filed on 09/29/08, Applicant has not addressed these rejections. Applicant stated that: "Applicant defers responding to this rejection until patentable subject matter has been determined at which time Applicant will consider whether a terminal disclaimer is needed." This is considered non-responsive. See C.F.R. 1.111. "The reply by the applicant or patent owner must be reduced to a writing which distinctly and specifically points out the supposed errors in the examiner's action and must reply to every ground of objection and rejection in the prior Office Action."

Since the above-mentioned reply appears to be bona fide, Applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Aradhana Sasan whose telephone number is 571-272-9022. The examiner can normally be reached Monday to Thursday from 6:30 am to 5:00 pm. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Michael Woodward, can be reached at 571-272-8373. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

/Aradhana Sasan/
Examiner, Art Unit 1615

/MP WOODWARD/
Supervisory Patent Examiner, Art Unit 1615